

very significant impacts on homes, property and lifestyles of the Coalition members. Cutting a 150 foot swath across central Illinois from the Indiana to the Missouri borders through the property and homes of thousands of countless other Illinois business and landowners no doubt will have significant financial and lifestyle impacts on others. This proceeding already is subject to an expedited schedule. It should not be shortened any further, given the significance of the issues at stake. Expediting the schedule in the manner requested by Staff also would prejudice these three respondents for the reasons set forth below.

3. Ed Gower is the principal counsel for the Coalition, Tarble Enterprises and JDL Broadcasting. Mr. Gower currently is scheduled to start a jury trial on April 2, 2013 in the United States District Court for the Central District of Illinois in the case captioned and docketed as *Dunnet Bay Construction Company v. Gary Hannig, in his official capacity as Secretary of Transportation for the Illinois Department of Transportation, and the Illinois Department of Transportation*, No. 10-CV-3051 (C.D. Ill.). Mr. Gower's best estimate of the time required for trial of that case is two weeks, but it could last as long as three weeks. Given the likely demands of Mr. Gower's other cases, Mr. Gower is concerned that one week to prepare for the evidentiary hearing in this matter, proposed by Staff to start April 29, would not allow adequate time to prepare given the likely demands on his time during that same period for other client's matters.

4. Jerald Tarble functions as the equivalent of the Chief Executive Officer for each of the three businesses that comprise Tarble Limestone Enterprises. It is anticipated that Mr. Tarble will offer testimony in this case. Mr. Tarble committed to an out of state family vacation from March 17 to 23. Staff's proposed schedule would require Mr. Tarble's testimony to be filed while he is on a family vacation.

5. Tarble Enterprises, the Coalition and JDL Broadcasting, and their counsel, all would like to accommodate the marriage and honeymoon plans of ICC counsel, Kelly A. Armstrong. Given the already expedited nature of the proceedings, however, it would appear that the only reasonable possible accommodation would be to delay the evidentiary hearings to May 20. The remainder of the schedule could then be adjusted by a week as well, as reflected in the suggested schedule below.

Activity	Current Date	Potential Revisions
ATXI Petition and Section 8-406.1 Requirements Filed	Nov. 7, 2012	
Prehearing Conference	Dec. 3, 2012	
Staff and Intervenor Alternative Routes Identified	Dec. 31, 2012	
ATXI Petition Filing Completion	Jan. 7, 2013	
Status Hearing	Jan. 17, 2013	
Intervenor Alternative Routes Identified	Feb. 13, 2013	
Status Hearing	Mar. 1, 2013	
Staff and Intervenor Direct Testimony	Mar. 29, 2013	
Staff and Intervenor Rebuttal Testimony to Each Other	Apr. 12, 2013	
ATXI Rebuttal Testimony	May 3, 2013	
Written Pre-hearing Motions	May 3, 2013	
Motion Hearing	May 8, 2013	
Evidentiary Hearings	May 13-17, 2013	May 20-24, 2013
Simultaneous Initial Briefs	June 3, 2013	June 10, 2013
Simultaneous Reply Briefs	June 10, 2013	June 17, 2013
Optional Suggested Conclusions for use in the Proposed Order (Position Summaries Unneeded)	June 10, 2013	June 17, 2013
Proposed Order (tentative date)	July 8, 2013	July 15, 2013
Simultaneous Briefs on Exceptions (tentative date)	July 22, 2013	July 29, 2013
Last Scheduled Commission Meeting	Aug. 20, 2013	Aug. 20, 2013
Deadline for Commission Action	Aug. 20, 2013	Aug. 20, 2013

WHEREFORE, Tarble Limestone Enterprises, Stop the Power Lines Coalition, and JDL Broadcasting, Inc. respectfully request that the Staff of Illinois Commerce Commission's Verified Motion to Revise the Case Management Plan be denied, or that the Case Management Plan be revised by ordering that the evidentiary hearings be scheduled to start on May 20, 2013,

and all subsequent scheduled dates be set for seven days later than the current schedule, with the exception of the final date for Commission action.

Respectfully submitted,

Dated: February 4, 2013

STOP THE POWER LINES COALITION,
TARBLE LIMESTONE ENTERPRISES,
And JDL BROADCASTING, INC.

/s/ Edward R. Gower

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**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

AMEREN TRANSMISSION COMPANY OF
ILLINOIS

Petition for a Certificate of Public Convenience
and Necessity, pursuant to Section 8-406.1 of
the Illinois Public Utilities Act, and an Order
pursuant to Section 8-503 of the Public Utilities
Act, to Construct, Operate and Maintain a New
High Voltage Electric Service Line and Related
Facilities in the Counties of Adams, Brown,
Cass, Champaign, Christian, Clark, Coles,
Edgar, Fulton, Macon, Montgomery, Morgan,
Moultrie, Pike, Sangamon, Schuyler, Scott and
Shelby, Illinois.

Docket No. 12-0598

AFFIDAVIT OF EDWARD R. GOWER

1. I am counsel of record and serve as the lead counsel in this proceeding for Stop the Power Lines Coalition, Tarble Limestone Enterprises and JDL Broadcasting, Inc.

2. I prepared the Response to Staff's Motion to Revise the Case Management Plan on behalf of the three clients identified above. With the exception of the information in paragraph 4, I have personal knowledge of the facts and information set forth in the Response, and the facts and information are true and correct. The information in paragraph 4 concerning Mr. Tarble's role in the members of Tarble Limestone Enterprises and his family vacation plans, which are contained in the first and third sentences of paragraph 4 of the Response, reflect information conveyed to me by Mr. Tarble, and I therefore believe it to be true and correct. The conversation in the second sentence of paragraph 4 of the Response, that Mr. Tarble is anticipated to offer testimony in this case, is true.

FURTHER AFFIANT SAYETH NOT.


EDWARD R. GOWER

SUBSCRIBED and SWORN to
before me this 4th day of February, 2013.



